

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants – Panchayat Raj & Rural Development Department - Allegations of non settlement of accounts of Panchayat Election funds – Disciplinary action initiated against Smt. J.Parvathi, the then Superintendent, O/o District Panchayat Officer, Vizianagaram and now retired – Withholding of 30% pension for a period of three years besides recovery of an amount of Rs.6,927/ towards her share in non adjustment of DC bills – Penalty imposed – Modification – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.RT.No. 840

Dated:04-09-2014.
Read the following:

1. Charge Memo No.25769/Elec.I/98, Dated: 18.12.1999 of the Commissioner of Panchayat Raj & Rural Employment, Hyderabad.
2. From Smt. J. Parvathi, Supdt. (Retd.), Written Statement of Defence dated: 3.2.2000.
3. G.O.Rt.No.561, PR&RD (VS.II) Dept., Dated: 17.4.2003.
4. From the Member, Commissionerate of Inquiries, GAD, Lr.No. COI/M-DBR/PR&RD/90/-3, Dated: 12.12.2003.
5. Govt. Memo No.328/VS.II/A2/2001-14, Dated: 24.3.2004
6. From Smt. J. Parvathi, Supdt. (Retd.), Representation dated:26.5.2004
7. Govt. Memo No.4684/Vig.IV/A1/2004-16, Dated: 4.12.2007.
8. From Smt. J. Parvathi, Supdt. (Retd.), O/o. the DPO, Vizianagaram, Representation dated:22.1.2008.
9. From the Secretary, A.P. Public Service Commission, Lr.No.5/RT-I/3/06, Dated: 17.6.2008.
- 10.G.O.Rt.No.1635, PR&RD(Vig.IV) Department, dt.01.11.2008
- 11.From the Hon'ble APAT Judgment in O.A.No.1087/2009 dt.3.07.2013.

ORDER:

In the reference 1st read above, certain charges were framed against Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram District for the irregularities committed by her with regard to non settlement of accounts relating to the expenditure spent for the Gram Panchayat Elections held in the year 1995. In the reference 2nd read above, Smt. J. Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram has submitted her Written Statement of Defence, denying the charges framed against her. After examining the Written Statement of Defence submitted by her, in the reference 3rd read above, Sri D. Bhaskara Rao, Member, Commissionerate of Inquiries, General Administration Department was appointed as Inquiring Authority for conducting inquiry into the charges framed against Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram and other officers involved in this case.

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2. After conducting inquiry, the Inquiring Authority Sri D.Bhaskara Rao, Member, Commissionerate of Inquiries, General Administration Department has submitted his inquiry report, vide letter 4th read above, holding one charge framed against Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram has proved. In the reference 5th read above, Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram, requesting her to submit a representation, if any, on the findings of the Enquiry Officer. In the letter 6th read above, she has submitted her representation on the findings of the Inquiry Authority.

3. Government, after careful examination of the entire matter, have taken a provisional decision to impose the penalty of withholding 30% pension permanently besides recovery of an amount of Rs.6,927/- against Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram and now retired besides recovery of an amount of Rs. 6,927/- towards her share in the unadjusted amount in the DC Bills from her. Accordingly, in the reference 7th read above, a show cause notice has been issued calling for her explanation on the proposed penalty. In the reference 8th read above, she has submitted her explanation.

4. In the reference 10th read above, Government have issued orders imposing a penalty of withholding of 30% pension for a period of three years against Smt. J.Parvathi, the then Superintendent, O/o the District Panchayat Officer, Vizianagaram District and subsequently retired, besides recovery of an amount of Rs. 6,927/- from her towards her share in the unadjusted amount in the DC Bills.

5. Aggrieved by the said orders, the individual has filed an O.A.No.1087/2009 before the Hon'ble Andhra Pradesh Administrative Tribunal with a prayer to direct the respondents to pay all the pensionary benefits and stay recovery proceedings ordered vide G.O.Rt.No.1635, PR&RD(Vig.IV) Dept., dt.1.11.2008.

6. The Hon'ble APAT in its order 11th read above, has set aside the extent of 30% cut in pension for a period of 3 years. If any amount has been recovered towards this amount, it should be refunded to the applicant with interest @ 10% p.a. The impugned order is upheld to the extent of recovery of the proportionate amount of Rs.6,927/- from the applicant.

7. Government have examined the issue with reference to the orders of the Hon'ble APAT dt.3.07.2013 in O.A.No.1087/2009 with VMA No.1343/2010 and as per Rules in force and decided to modify the penalty of 30% cut in pension for a period of 3 years besides recovery of Rs.6927/- imposed against Smt. J.Parvathi, the then Superintendent, O/o the DPO, Vizianagaram District and subsequently retired to that of recovery of proportionate amount of Rs.6927/- from her towards her share in the unadjusted amount of DC Bills.

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8. Accordingly, Government hereby modify the penalty of 30% cut in pension for a period of 3 years besides recovery of Rs.6927/- imposed against Smt. J.Parvathi, the then Superintendent, O/o the DPO, Vizianagaram District and now retired to that of recovery of proportionate amount of Rs.6927/- from her towards her share in the unadjusted amount of DC Bills.

9. The Commissioner PR&RE, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. K.S.JAWAHAR REDDY,
SECRETARY TO GOVERNMENT (PR)**

To

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The **Individual** through Commissioner, Panchayat Raj & Rural Employment, Hyderabad.

The Chief Executive Officer, Zilla Parishad, Vizianagaram District.

The District Panchayat Officer, Vizianagaram

Copy to:

The Accountant General, Andhra Pradesh, Hyderabad

The Hon'ble Andhra Pradesh, Administrative Tribunal.

The Secretary to A.P. Vigilance Commission, Hyderabad.

The Finance (Pension.I) Department, A.P. Secretariat, Hyderabad

The Law Department, A.P. Secretariat, Hyderabad.

The P.S. to Hon'ble Minister (PR&RWS)

The P.S. to Secretary (PR)

// FORWARDED:: BY ORDER //

SECTION OFFICER